

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

STEVEN GUY WELTY,

Plaintiff,

V.

DEBRA TONHOFER, et al.,

Defendants.

CASE NO. 3:19-CV-6229-BHS-DWC

ORDER DECLINING TO ADOPT
REPORT AND
RECOMMENDATION

This matter comes before the Court on the Report and Recommendation ("R&R")

of the Honorable David W. Christel, United States Magistrate Judge, Dkt. 6, and

Plaintiff's objections to the R&R, Dkt. 7. Because Plaintiff had twice failed to remedy

defects in his motion to proceed *in forma pauperis* (“JEP motion”) or to pay the filing fee.

was tried, Franklin tried his objections, which also included a copy of his prison trust

account statement. Dkt. 7 at 8. Plaintiff has thus remedied the defect in his ITT motion.

1 Therefore, the Court **DECLINES** to adopt the R&R, Dkt. 6, and **RE-REFERS** this
2 matter to Magistrate Judge Christel for further proceedings.

3 Dated this 14th day of April, 2020.

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6 BENJAMIN H. SETTLE
7 United States District Judge
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